

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION No. 4747 OF 2007

Shahnawaz Khan Ismail Khan

V.

Subhash Rambhau Bhende

Office Notes, Office Memoranda of Coram
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Mr.Salim Khan Advocate for the Petitioner.
Mr.S.M.Puranik Advocate for Respondents.

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CORAM: A.B. CHAUDHARI, J.

DATED : 16^h OCTOBER, 2007.

Heard Mr.Khan, learned counsel for
the petitioner and Mr.Puranik, learned counsel
for respondents.

2. Courts below have concurrently
found that as a matter of fact the petitioner is
not in possession of the suit land. From the
submissions made before me it appears that
there is a serious dispute about execution of
the agreement itself and the contention that
an amount of Rs.7.5 lacs towards
consideration was paid in cash does not

appeal to my mind. In view of the concurrent finding of fact about possession recorded by the courts below against the petitioner, I do not think there is any scope for interfering with the impugned judgment and order. Petition dismissed.

JUDGE

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